

DEC 15 2003

COOPER & DUNHAM LLP
ATTORNEYS AT LAW1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036
TELEPHONE: (212) 278-0400

CHRISTOPHER C. DUNHAM
NORMAN H. ZIVIN
JOHN P. WHITE
WILLIAM E. FELTON
ROBERT D. KATZ
DONNA A. TOBIN
RICHARD S. MILNER
RICHARD F. JAWORSKI
PAUL TENG
PEDRO C. FERNANDEZ
MICHAEL F. MORANO
JASON S. MARIN
KEITH J. BARKAUS
HARVEY AGOSTO
ANTHONY V. FLINT
ARIAN A. BARYALAI*
ASHTON J. DELAUNEY*
CINDY YANG
RON BILLINGSLEY

IVAN S. KAVRUKOV
PETER D. MURRAY
JAY M. MAIOLI
ROBERT D. G. HOROWITZ
PETER J. PHILLIPS
WENDY E. MILLER
ROBERT T. MALDONADO
ERIC D. KIRSCH
ALAN J. MORRISON
GARY J. GERSHIK
CHRISTINE S. NICKLES
SPYROS S. LOUKAKOS*
MARIA V. MARUCCI
DEEPRO R. MUKERJEE
PAUL S. LIM
AUDE GERSPACHER
JEFFREY C. SHIH*
NARESH SRITHARAN*

FACSIMILE: (212) 391-0525
(212) 391-0526
(212) 391-0630OF COUNSEL
DONALD S. DOWDEN
JOHN R. GABER
MARK A. FARLEYSCIENTIFIC ADVISORS
BRIAN J. AMOS, PH.D.
NICHOLAS F. MUTO, PH.D.
JOSEPH B. CRYSTAL, PH.D.
ARMAND L. BALBONI, M. PHIL.
MURIEL M. LIBERTO, PH.D.
ANNE C. MARINOVIC, PH.D.
ANTHONY C. KHONG, PH.D.
JOHN X. HABERMAN, PH.D.FOUNDED 1887
www.cooperdunham.com**FACSIMILE TRANSMISSION**

*NEW YORK STATE BAR ADMISSION PENDING

PLEASE DELIVER THE FOLLOWING PAGES

TO : Examiner T. McKenzie

COMPANY/FIRM : U.S. Patent and Trademark Office

FACSIMILE NO.: (703) 872-9306

FROM : Gary J. Gershik/JBC

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 26

DATE : December 15, 2003 TIME:

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400.

MESSAGE: Re: U.S. Serial No. 09/711,272

SECOND SUPPLEMENTAL AMENDMENT in connection with Timothy Norris et al, STABLE POLYMORPH OF N-(3-ETHYNYLPHENYL)-6, 7-BIS (2-METHOXYETHOXY)-4-QUINAZOLINAMINE HYDROCHLORIDE, METHODS OF PRODUCTION, AND PHARMACEUTICAL USES THEREOF

=====

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Timothy Norris et al.
 Serial No. : 09/711,272 Group Art Unit: 1624
 Filed : November 9, 2000 Examiner: T. McKenzie
 For : STABLE POLYMORPH OF N-(3-ETHYNYLPHENYL)-6, 7-BIS (2-METHOXYETHOXY)-4-QUINAZOLINAMINE HYDROCHLORIDE, METHODS OF PRODUCTION, AND PHARMACEUTICAL USES THEREOF

1185 Avenue of the Americas
 New York, New York 10036
 December 15, 2003

BY FACSIMILE - 703-872-9306

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

December 15, 2003

S I R:

Transmitted herewith is an amendment to the above identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		RATE				FEE	
							SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY	
Total Claims	80	-	64	=	16	X	\$9	\$18	=	0	\$288	
Independent Claims	11	-	10	=	1	X	\$42.00	\$84.00	=	0	\$86	
Multiple Dependent Claim(s) Presented Yes <input checked="" type="checkbox"/> No							\$140	\$280	0	0	0	
For First Time							TOTAL ADDITIONAL FEE					\$ 374

*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

**If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

Applicants: Timothy Norris et al.

Serial No.: 09/711,272

Filed : November 9, 2000

Page 2

***If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.
Amendment Transmittal Letter

Page Two

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment of the number of claims as originally filed

 X Please charge Deposit Account No. 03-3125 in the amount of \$ 374.00. Three copies of this sheet is enclosed.

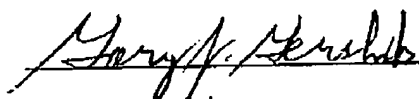
 A check in the amount of \$ is enclosed.

 X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposition Account No. 03-3125. Three copies of this sheet are enclosed.

 X Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

 X Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,



John P. White
Registration No. 28,678
Gary J. Gershik
Registration No. 39,992
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

RECEIVED
CENTRAL FAX CENTERPAGE 5 2005
DEC 15 2005
#20/E
1/8/03
C. Styles
NE

Dkt. 1919/62814-A/JPW/GJG/JBC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Enter
MR
AM
3-9-04*

Applicants : Timothy Norris et al.
Serial No. : 09/711,272 Group Art Unit: 1624
Filed : November 9, 2000 Examiner: T. McKenzie
For : STABLE POLYMORPH ON N-(3-ETHYNYLPHENYL)-6,
7-BIS (2-METHOXYETHOXY)-4-QUINAZOLINAMINE
HYDROCHLORIDE, METHODS OF PRODUCTION, AND
PHARMACEUTICAL USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
December 15, 2003

BY FACSIMILE - 703-872-9306

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SECOND SUPPLEMENTAL AMENDMENT

A Request for Continued Examination ("RCE") including a Supplemental Amendment was filed on September 18, 2003 in connection with the above-identified application. Accordingly, this application is currently pending and this Amendment is being timely filed.

Please amend the subject application as follows: